



CRP No. 1974 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-04-2026

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THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 1974 of 2026

AND

CMP NO. 8818 OF 2026

1. Jyoti Arora

No.30, Ground Floor, Lajpat Nagar - 2,
New Delhi - 110024.

Petitioner(s)

Vs

1. Srivarshini Sarvabhowma

W/o. Vijayakumar Sravabhowma,
Permanent Address at 133, North
Street, Thiruvaiyaru, Thanjavur -
613204.

2. Deepali Vijay Phadnis

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Office 37-D (A-14) Krishna Park

Avenue Tambaram Main Road, Sarathi

Nagra, Velacherry Chennai 42

Respondent(s)

CRP No. 1974 of 2026

PRAYER

To set aside the common order dated 18.11.2025 passed by the Learned XVI Assistant Judge, City Civil Court, Chennai in IA No 3 of 2025 in OS No. 5100 of 2025

CRP No. 1974 of 2026

For Petitioner(s): Mr.B.Kishore



For Respondent(s):

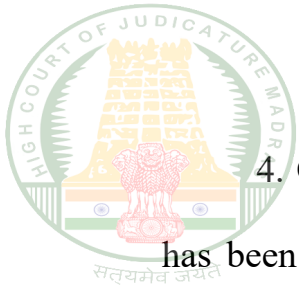
ORDER

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Before the trial Court, the petitioner filed application under Order I Rule 10(2) CPC read with Section 151 CPC in I.A. No. 3 of 2025 in O.S.No.5100 of 2023 to strike out the name of the second defendant from the array of parties on the ground that there is no specific relief sought against her in the suit and that she has been unnecessarily impleaded and to strike of the pleadings in paragraphs 6, 7 & 9 of the plaint in O.S.No.5100 of 2023.

2. The trial Court, after hearing both sides, dismissed the applications holding that the reasons stated by the second defendant are not sustainable and that she is a necessary party to the proceedings. Aggrieved by the same, the present revision has been filed.

3. The learned counsel for the petitioner submitted that there is no specific prayer against the petitioner in the plaint, though certain allegations have been made in the pleadings, as such is she is not a necessary party to the suit. The Court below failed to appreciate this aspect.



4. On a bare perusal of the plaint prayer, it is seen that no specific relief has been sought against the petitioner/second defendant. Hence, this Court is inclined to interfere.

5. Admit.

6. Notice to the respondent(s), returnable by 22.04.2026.

7. Post the case on 22.04.2026 along with CRP No. 1570 of 2026.

8. Till then, the suit proceedings in O.S. No.5100 of 2023 is stayed.

07-04-2026

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

The XVI Assistant Judge, City Civil Court, Chennai



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